

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**Criminal Misc.No.M-19160 of 2016 (O&M)
Date of Decision : 11th November, 2016**

Mahesh Chander

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Sarju Puri, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. A.G., Punjab
for the respondent(s)-State.

AJAY TEWARI, J. (Oral)

The petitioner has preferred the instant petition under Section 438 Cr.P.C., seeking anticipatory bail in case FIR No.27 dated 09.02.2016, registered at Police Station Nawanshahar City, District SBS Nagar, under Sections 406, 420, 120-B IPC.

On 30.05.2016, this Court passed the following order:-

“Petitioner apprehends arrest in a case registered at the instance of Tarsem alleging that he had paid money to the petitioner to send his son abroad.

Counsel for the petitioner submits that major portion of the amount has been returned and only a sum of Rs.40,000/- remains to be paid.

A similar petition filed by co-accused of the petitioner is stated to be pending for 15.7.2016.

Notice to the Advocate General, Punjab, for 15.7.2016.

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Meanwhile, an interim direction is issued that the petitioner will join investigation on 11.6.2016 along with a bank draft of Rs.40,000/- in the name of the complainant and hand over the same to the investigating officer. In case of petitioner doing so, he shall be released on interim bail to the satisfaction of the arresting officer."

Learned counsel for the petitioner states that payment of Rs.40,000/- has been made and the petitioner has joined the investigation.

Learned State counsel, on instructions, has accepted the same.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case. Ordered accordingly.

Resultantly, the interim order dated 30.05.2016, passed by this Court, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

11th November, 2016
mamta

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No